

Murray City Municipal Council Chambers Murray City, Utah

The Murray City Municipal Council met on Tuesday, December 3, 2019 at 6:30 p.m. for a meeting held in the Murray City Center Council Chambers, 5025 South State Street, Murray, Utah.

Council Members in Attendance:

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|-----------------------|-------------|
| Dave Nicponski, Chair | District #1 |
| Dale Cox, Vice Chair | District #2 |
| Jim Brass | District #3 |
| Diane Turner | District #4 |
| Brett Hales | District #5 |

Others in Attendance:

| | | | |
|------------------|------------------------------|------------------|--|
| Blair Camp | Mayor | Jan Lopez | Council Director |
| G.L. Critchfield | City Attorney | Jennifer Kennedy | City Recorder |
| Doug Hill | Chief Administrative Officer | Jennifer Heaps | Communications & Public Relations Director |
| Joe Tarver | Deputy Police Chief | Brenda Moore | Finance Director |
| Danny Astill | Public Works Director | Jon Harris | Fire Chief |
| Phyllis Wall | Treasurer's Office | Joey Mittelman | Assistant Fire Chief |
| Dave Carruth | Golf Course Superintendent | Jim McNulty | Development Services Manager |
| Ryan Madsen | IT | Danny Hansen | IT |
| | | | |
| Citizens | | | |

Opening Ceremonies

Call to Order – Ms. Turner called the meeting to order at 6:30 p.m.

Pledge of Allegiance – The Pledge of Allegiance was led by Pattie Johnson, Council Office

Approval of Minutes

Council Meeting – November 12, 2019

MOTION: Mr. Brass moved to approve the minutes. The motion was SECONDED by Mr. Nicponski. Voice vote taken, all “ayes.”

Citizen Comments – Comments are limited to 3 minutes unless otherwise approved by the Council.
No citizen comments were given.

Public Hearings

Staff and sponsor presentations and public comment will be given prior to Council action on the following matter.

1. Continued from November 19, 2019:

Consider an ordinance amending Sections 17.48.040, 17.48.260, 17.48.270 and 17.48.280 of the Murray City Municipal Code relating to off-premise and electronic message signs.

Staff Presentation: Jim McNulty, Development Services Manager

(See Attachment #1 for slides used during this presentation)

Mr. McNulty said this item was continued from the November 19, 2019 City Council meeting to allow city staff to work on some revised language in a few areas of the proposed text amendment. He explained that Section 17.48.260 of the Murray City Municipal Code deals with off-premise signs. Within that section it talks about permits. The language staff is proposing to add is, *“After written notice of a hearing has been sent to the owner of a legal non-conforming off-premises sign, no work may be conducted on the sign for any purpose whatsoever without first obtaining a permit from the city.”*

Mr. McNulty stated that Section 17.48.270 of the Murray City Municipal Code talks about height adjustments and relocation. The amendments staff are proposing are related to adjustment criteria for off-premise and electronic message signs. Staff would like to add the following language to Item A.1. of this section, *“Adjust the height and angle of a sign on a case by case basis to make it clearly visible from the main traveled way of the interstate or highway provided necessary structural modifications are made to comply with the International Building Code (IBC).”* Staff would also like to add the following language to Item A.2., *“Relocate the sign to a point within five thousand two-hundred and eighty (5,280) feet of its prior location, and no closer than five hundred (500) feet from an off-premise sign along the same side of a street, highway or interstate if the sign complies with spacing requirements under section 72-7-507 Utah Code Annotated and is in a C-D (Commercial Development), C-N (Commercial Neighborhood), G-O (General Office), M-G (Manufacturing Industrial), M-U (Mixed-Use), B-P (Business Park) or P-O (Professional Office) zone.”* He explained this will allow the adjustment or relocation of a sign to occur on I-15 or I-215.

Mr. McNulty said Section 17.48.280 deals with Electronic Message Center (EMC). Item A of that section talks about where EMC’s are allowed and the language staff is proposing to add is, *“EMC signs for both on-premise and off-premise signs are allowed in the C-D, C-N, G-O, M-G, M-U, B-P and P-O zones.”* Staff would also like to add additional language that deals with EMC’s under Item C.3. The language that is being proposed is, *“the brightness of such sign will not exceed 0.3 foot-candles over ambient lighting conditions*

as measured at a point perpendicular to the electronic sign face,” and this language to Item C.5, “Or shall hold static on a single image and shall not cause illuminance in excess of 0.3 foot-candles over ambient lighting conditions as measured at a point perpendicular to the electronic sign face at a distance calculated as follows: Measurement Distance = $\sqrt{\text{Area of Sign Sq. Ft.} \times 100}$.”

The last change staff is proposing in this section is to Item C.7 relating to interstate off-premise EMC’s. The proposed language is, “If a residential use is located within a C-D, M-G, B-P, or P-O zone, a sign can be reviewed on a case by case basis to determine a sufficient distance.” Mr. McNulty explained that if there is a sign that is less than 300 feet away from a home that could be used for other purposes that is not in a predominately residential zone, it will be looked at on a case by case basis to see what the impact would be.

Mr. McNulty stated on October 3, 2019 the Planning Commission held a public hearing and forwarded a recommendation of approval to the City Council for these proposed ordinance amendments. City staff is also recommending approval of these amendments.

The public hearing was open for public comments. No comments were given, and the public hearing was closed.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Mr. Cox.

Council roll call vote:

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|---------------|--|
| Mr. Hales | Aye |
| Mr. Nicponski | Aye – noted that he represents Regan Signs as a Lobbyist |
| Mr. Cox | Aye |
| Mr. Brass | Aye |
| Ms. Turner | Aye |

Motion passed 5-0

Business Items

1. Consider an ordinance amending Section 8.16.020 of the Murray City Municipal Code relating to regulated noises under the City’s noise control ordinance to exempt golf courses within the City.

Staff Presentation: Kim Sorensen, Parks and Recreation Director

Mr. Sorensen said this item was presented during the October 15, 2019 Committee of the Whole meeting. This request is to amend the section of the Murray City Municipal Code that regulates noise. Currently the code reads that you cannot operate a lawn mower or something similar between the hours of 10:00 p.m. and 7:00 a.m. Mr. Sorensen is asking the Council to add an amendment to the Code that would allow the Golf Course and

exemption and allow them to operate lawn mowers beginning at 5:30 a.m.

Mr. Sorensen noted that this change would affect both the Murray Parkway Golf Course and Mick Riley Golf Course. The golf courses would still fall under Salt Lake County Health Department's requirements for sound and their ordinance states there is a certain decibel level that equipment can be operated between the hours of 7:00 a.m. and 10:00 p.m. Dave Carruth, Golf Course Superintendent, has been working with the County to determine what would happen if the Council passes this amendment. What they discovered was the Golf Course is out of the County codes for 40 to 42 seconds per day. They are working with the County to add some different mufflers on their equipment and they will exit the golf course maintenance building to the west.

Mr. Sorensen added that the County did their calculations from the piece of property directly east of the maintenance shed where they are building 11 homes. The other thing that will help with the noise is fences, trees, windows and different things like that.

Mr. Sorensen added that Mr. Carruth and his staff are doing a great job in ensuring that the golf course staff aren't impacting residents around the golf course.

MOTION: Mr. Brass moved to adopt the ordinance. The motion was SECONDED by Mr. Hales.

Council roll call vote:

| | |
|---------------|-----|
| Mr. Hales | Aye |
| Mr. Nicponski | Aye |
| Mr. Cox | Aye |
| Mr. Brass | Aye |
| Ms. Turner | Aye |

Motion passed 5-0

2. Consider a resolution authorizing the amendment of an Interlocal Cooperation Agreement between Salt Lake County and Murray City for the operation of a small satellite hazardous waste collection center.

Staff Presentation: Danny Astill, Public Works Director

Mr. Astill said this resolution authorizes the renewal of the agreement between the City and County to go for the next six months.

Mr. Nicponski asked where the site was located.

Mr. Astill responded it is at the Public Services Facilities located at 4646 South 500 West.

MOTION: Mr. Hales moved to adopt the ordinance. The motion was SECONDED by Mr.

Brass.

Council roll call vote:

| | |
|---------------|-----|
| Mr. Nicponski | Aye |
| Mr. Cox | Aye |
| Mr. Brass | Aye |
| Ms. Turner | Aye |
| Mr. Hales | Aye |

Motion passed 5-0

Mayor's Report and Questions

Mayor Camp reported on the following items:

- The Library is hosting their Holliday Palooza on Saturday, December 7, 2019 at 11:00 a.m. There will be Christmas stories, sing-a-longs and Santa will be there to visit with the kids.
- On Saturday, December 7, 2019 at 6:00 p.m. the city will have their annual tree lighting in front of City Hall. Santa will be at the event and everyone is invited.
- In past years, the Fire Department has been participating in Operation Coverup, where they have been collecting blankets, coats, mittens, and scarves for those in need. This year, they are teaming up with KidsEat! to add Coats for Kids as part of Operation Coverup. The Fire Department is holding an event on Wednesday, December 11, 2019 from 4:00 to 7:00 p.m. at Fire Station #82 located at 996 East Vine Street. They will have refreshments, pictures with Santa, and drawings for prizes. The idea is to get the public to come out and bring the items they are asking for.

Adjournment

The meeting was adjourned at 6:49 p.m.

Jennifer Kennedy, City Recorder

Attachment 1

CITY COUNCIL MEETING

December 3, 2019



OFF-PREMISE SIGN REGULATIONS Text Amendment

*Murray City Land Use Ordinance
Chapter 17.48, Sign Code*



Section 17.48.260: Off-Premise Signs

Item D. Permit: *After written notice of hearing has been sent to the owner of a legal non-conforming off-premises sign, no work may be conducted on the sign for any purpose whatsoever without first obtaining a permit from the City.*

Item F. Removal of Legal Non-Conforming Advertising Signs: *Reference made to subsection B rather than subsection C.*



Section 17.48.270: Height Adjustments & Relocation

Item A.1., Adjustment Criteria: *Adjust the height and angle of a sign on a case by case basis to make it clearly visible from the main traveled way of the interstate or highway provided necessary structural modifications are made to comply with the IBC; and/or*

Item A.2., Adjustment Criteria: Relocate the sign to a point within five thousand two-hundred and eighty (5,280) feet of its prior location, and no closer than five hundred (500) feet from an off-premise sign along the same side of a street, highway or interstate if the sign complies with spacing requirements under section 72-7-507 Utah Code Annotated and is in a C-D, C-N, G-O, M-G, M-U, B-P or P-O zone.

Item C, Visibility: Reference made to subsection 17.48.270(A) rather than 17.48.260(A).



Section 17.48.280 : Electronic Message Center

Item A, Where Allowed: *EMC signs for both on-premise and off-premise signs are allowed in the C-D, C-N, G-O, M-G, M-U, B-P and P-O zones.*

Item C.3, EMC: *The brightness of such sign will not exceed 0.3 foot-candles over ambient lighting conditions as measured at a point perpendicular to the electronic sign face.*

Item C.5, EMC: *Or shall hold static on a single image and shall not cause illuminance in excess of 0.3 foot-candles over ambient lighting conditions as measured at a point perpendicular to the electronic sign face at a distance calculated as follows:*

Measurement Distance = $\sqrt{\text{Area of Sign Sq. Ft.} \times 100}$

Item C.7, Interstate Off-Premise EMC: *If a residential use is located within a C-D, M-G, B-P or P-O zone, a sign can be reviewed on a case by case basis to determine a sufficient distance.*



City Staff & Planning Commission Recommendations

On October 3, 2019, the Planning Commission held a public hearing and forwarded a recommendation of APPROVAL to the City Council for the proposed ordinance amendments.

On November 19, 2019, the City Council held a public hearing and continued the item until December 3, 2019.

At this time, City staff recommends that the City Council APPROVE the proposed ordinance amendments to the Sign Code as per staff recommendation.

